

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **People of MI v Clifton Paul Moffat**
Docket No. **285333**
L.C. No. **03-007071 FC**

Christopher M. Murray, Chief Judge Pro Tem, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The delayed application for leave to appeal filed on May 12, 2008, is DISMISSED for lack of jurisdiction because the defendant cannot appeal the denial or rejection of a successive motion for relief from judgment. See MCR 6.502(G)(1). Because the statute that defendant claims to be retroactive was in existence when the first motion for relief from judgment was filed, MCR 6.502(G)(2) prohibits the filing of this second motion for relief from judgment.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

JUN 18 2008

Date

Sandra Schultz Mengel
Chief Clerk